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Attachment A Hereto*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

IRVING H. PICARD, Trustee for the Liquidation  
of Bernard L. Madoff Investment Securites LLC,

Plaintiff,

v.

DEFENDANTS LISTED ON EXHBIIT A  
ATTACHED HERETO,

Defendants.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. Nos. Listed on  
Attachment A Hereto

**CERTIFICATE OF SERVICE**

I, Matthew A. Kupillas, hereby certify that on the 17th day of March, 2013, I electronically filed DEFENDANTS' OMNIBUS REPLY BRIEF IN FURTHER SUPPORT OF MOTIONS TO DISMISS THE AMENDED COMPLAINTS with the Clerk of the Court using the CM/ECF system which automatically sent notification of such filing to the parties in this action that have elected to receive electronic notification through the CM/ECF system.

s/ Matthew A. Kupillas

Matthew A. Kupillas

655734v1

**ATTACHMENT A**

<b>Defendant(s)<sup>12</sup></b>	<b>Docket No.</b>	<b>Antecedent Debt</b>	<b>Avoidance of Obligations</b>	<b>Intra-Account Transfers/Multiple Accounts</b>	<b>Subsequent Transfer Claims</b>	<b>IRA/Trust Distributions</b>
Trust U/W/O Harriet Myers	10-05401	✓	✓			
Potamkin Family Foundation Inc.	10-05069	✓	✓	✓		
Kathleen Albert and Steven Braun in their capacity as Personal Representatives of the Estate of Gary Albert	10-04966	✓	✓	✓	✓	
Aspen Fine Arts Co., Melvin E. Knyper	10-04335	✓	✓		✓	
Norton A. Eisenberg	10-04576	✓	✓			✓
John Denver Concerts, Inc. Pension Plan Trust; Harold A. Thau in his capacity as Trustee of the John Denver Concerts, Inc. Pension Plan Trust	10-05089	✓	✓			
Laurence E. Leif	10-04601	✓	✓	✓		

<sup>12</sup> Appendix C included with the Trustee's Memorandum of Law in Opposition to Defendants' Motions to Dismiss appears to indicate that certain of the Defendants (P. Charles Gabriele, Gerald Blumenthal, Richard Roth, and Jonathan Sobin) argued in their respective motions to dismiss that the Trustee failed to adequately plead fraudulent intent. That is incorrect. Although Defendants do not concede that the Trustee has adequately pled fraud, and reserve their right to assert at an appropriate point that the Trustee has not adequately pleaded or proved fraud, Defendants will not respond to that portion of the Trustee's opposition in this reply. Furthermore, Appendix C the Defendants in *Picard v. Steven V. Marcus Separate Property of the Marcus Family Trust, et al.*, 10-ap-04906, as defendants that "included a joinder provision in their individual motions in which they join arguments made in other motions to dismiss, filed by similarly-situated defendants in other BLMIS adversary proceedings." The Trustee is incorrect.

<b>Defendant(s)<sup>12</sup></b>	<b>Docket No.</b>	<b>Antecedent Debt</b>	<b>Avoidance of Obligations</b>	<b>Intra-Account Transfers/Multiple Accounts</b>	<b>Subsequent Transfer Claims</b>	<b>IRA/Trust Distributions</b>
Harold A. Thau	10-04901	✓	✓			
Ruth E. Goldstein	10-04725	✓	✓			✓
Stephen Goldenberg	10-04946	✓	✓			
Estate of Ira S. Rosenberg; Delia Gail Rosenberg	10-04978	✓	✓		✓	
Richard Roth	10-05136	✓	✓	✓		✓
P. Charles Gabriele	10-04724	✓	✓	✓		✓
Gerald Blumenthal	10-04582	✓	✓	✓		✓
Steven V Marcus Separate Property of The Marcus Family Trust; The Marcus Family Limited Partnership; Steven V. Marcus, individually, and in his capacity as Trustee of the Steven V. Marcus Separate Property of the Marcus Family Trust, General Partner of the Marcus Family Limited Partnership and Guardian of O.M., K.M. and H.M; and Denise C. Marcus, in her capacity as Trustee of the Steven V. Marcus Separate Property of the Marcus Family Trust	10-04906	✓	✓		✓	

<b>Defendant(s)<sup>12</sup></b>	<b>Docket No.</b>	<b>Antecedent Debt</b>	<b>Avoidance of Obligations</b>	<b>Intra-Account Transfers/Multiple Accounts</b>	<b>Subsequent Transfer Claims</b>	<b>IRA/Trust Distributions</b>
William M. Woessner Family Trust; Sheila A. Woessner Family Trust; William M. Woessner individually and as Trustee of the William M. Woessner Family Trust and the Sheila A. Woessner Family Trust; Sheila A. Woessner, individually and as Trustee of the William M. Woessner Family Trust and the Sheila A. Woessner Family Trust	10-04741	✓	✓		✓	✓
Jonathan Sobin	10-04540	✓	✓	✓		